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JHK LEGAL



ALICIA AUDEN (BA, LLB, GDLP)

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Qualifications:

Bachelor of Arts (2005) University of Adelaide

Bachelor of Laws (2009) University of Adelaide

Graduate Diploma in Legal Practice (2009) Law Society of South Australia

Practice Management Course (2016) Queensland Law Society

Significant Memberships and Directorships:

Currently:

Solicitor of the Supreme Court of Queensland

Solicitor of the High Court of Australia

Director of JHK Legal Australia Pty Ltd trading as JHK Legal

Lawyers Weekly Insolvency Partner of the Year 2019

Chair of Communications and Functions Officer of Women in Insolvency & Restructuring Queensland

Member of Australian Institute of Credit Management.

Personal

I attended University of Adelaide to obtain my Bachelor of Arts and Bachelor of Laws degrees and my professional practice qualification in a six and a half year period. I moved to Queensland in 2007 where I finished my law degree as a cross-institutional student at Queensland University of Technology while also taking external classes at University of Southern Cross and Deakin University.

Work History

I practiced in debt recovery, commercial litigation, property and insolvency in other Brisbane firms for a total of just over 4 years before I commenced employment at JHK Legal. I became an owner and Legal Practitioner Director on 1 July 2017. JHK Legal commenced trading on 1 July 2011 and is growing rapidly with 55 employees and offices now established in Brisbane, Maroochydore, Melbourne, Sydney with a client base spanning Australia and New Zealand.

Areas of Legal Specialisation:**Commercial litigation, insolvency, debt collection and property****Insolvency:**

I have:

- provided advice to administrators, receivers and liquidators on their powers, rights and obligations under the Corporations Act 2001 and trustees under the terms of the Bankruptcy Act 1966.
- prepared documentation for the appointment of receivers and acting in receiverships.
- provided advice to clients (both debtors and creditors) and insolvency practitioners and prepared all documentation in relation bankruptcy, winding up (including winding up on just and equitable grounds) and provisional liquidation.
- acted for creditors, liquidators and trustees in a multitude of defended voidable transaction claims.
- acted for liquidators and directors in insolvent trading proceedings.
- acted for directors in OSR and ASIC prosecutions.
- assisted an individual with proposals under section 73 of the Bankruptcy Act 1966
- acted for individuals in AFSA investigations.
- acted in contested recovery matters for liquidators, bankruptcy trustees and receivers.
- acted for individuals in response to notices issued pursuant to section 77C of the Corporations Act 2001.
- acted for applicants, defendants and voluntary administrators in contested winding up matters and both applicants and defendants in contested creditors petition matters.
- completed public examinations in both Queensland and Victoria.

- prepared Deeds of Company Arrangement and ancillary documents with respect to voluntary administration, provided advice and assisted in rolling out alternative options for creditors in voluntary administration.
- assisted directors through the post winding up process to ensure that they comply with all obligations.
- advised clients in relation to financial restructuring and/or insolvency (personal and corporate) during periods of financial difficulty.
- provided advice and acted for a liquidator in contested proceedings with respect to the distribution of trust assets in a liquidation.
- acted for companies in contested PPSR litigation.

Debt collection, commercial litigation, property

I have

- acted for a wide range of clients including mercantile agents, large as well as small companies, individual traders, franchisors, franchisees, banks, government owned statutory bodies and provide advice to the same on debt recovery and commercial litigation;
- acted in contested debt recovery and commercial litigation area spanning many business areas;
- acted without counsel assistance in contested interlocutory applications;
- acted without counsel assistance in mediation and settlement conferences;
- acted in defamation matters;
- attended on enforcement hearings;
- provided advice in *Fair Work Act* matters;
- provided advice in *Australian Consumer Law* matters;
- provided advice and acted in contested caveat proceedings and recovery of real property;
- provided advice for and acted in contested leasing disputes
- acted in construction disputes
- acted for directors
- regularly negotiated commercial outcomes for companies and individuals with government bodies without the need for litigation.

General

I have participated in seminars, sat on panels, prepared papers and attended to informative videos with respect to my practice areas and always happy to be approached to assist in this area. Most recently I have presented on security of payments, structures as well as the process of litigation in Queensland courts and Commonwealth Courts.